

1 BILL NO. R-79-12-04

2 RESOLUTION NO. R- 02-80

3  
4 A RESOLUTION finding, determining and ratifying  
5 an inducement resolution of the Fort Wayne  
6 Economic Development Commission authorizing  
7 the issuance and sale of \$400,000 Economic  
Revenue Bonds of the City of Fort Wayne,  
Indiana, for the purpose of inducing the Appli-  
8 cant to proceed with the acquisition, construction  
and equipping of the Project.

9  
10 WHEREAS, the City of Fort Wayne, Indiana (the "Issuer") is  
11 authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds  
12 for the financing of economic development facilities, the funds  
13 from said financing to be used for the acquisition, construction  
14 and equipping of said facilities either directly or by loan to a  
15 company and said facilities to be either directly owned by a company  
16 or leased to a company or sold to a company; and

17  
18 WHEREAS, Weingart, Inc. (the "Applicant") has advised the  
19 Fort Wayne Economic Development Commission and the Issuer that  
20 it proposes that the Issuer acquire, construct and equip an economic  
21 development facility and sell or lease the same to the Applicant  
22 or that the Issuer loan the proceeds of such a financing to the  
23 Applicant for such purposes said economic development facility  
24 to be used for (A) Manufacturing: customer testing, production,  
25 and assembly machines; control panel building; Reddi-Lite, emergency  
26 lights; (B) Services: consulting and training, industrial-technical;  
27 field troubleshooting and repairs; lab troubleshooting and repairs;  
28 (C) Installations: closed circuit T.V. systems; paging systems;  
29 security systems; fire alarm systems; intercom systems; gate control  
30 and service of the above, located at Huntertown (South End)  
31 Industrial Park, on approximately 4.5 acres; (the "Project");  
32 and

33  
34 WHEREAS, Weingart, Inc. will guarantee all bond payments;  
35 and

1           WHEREAS, the diversification of industry and increase in 19  
2 job opportunities with an estimated annual payroll of \$320,000  
3 to be achieved by the acquisition, construction and equipping  
4 of the Project will be of public benefit to the health, safety  
5 and general welfare of the Issuer and its citizens; and

7           WHEREAS, having received the advice of the Fort Wayne Economic  
8 Development Commission, it would appear that the financing of  
9 the Project would be of public benefit to the health, safety and  
10 general welfare of the Issuer and its citizens; and

11          WHEREAS, the acquisition and construction of the facility  
12 will not have an adverse competitive effect on any similar facility  
13 already constructed or operating in or about Fort Wayne, Indiana;

14          NOW, THEREFORE, BE IT RESOLVED by the Common Council of Fort  
15 Wayne:

16          1. The Common Council finds, determines, ratifies and confirms  
17 that the promotion of diversification of economic development  
18 and job opportunities in and near Fort Wayne, Indiana and in Allen  
19 County, is desirable to preserve the health, safety and general  
20 welfare of the citizens of the Issuer; and that it is in the public  
21 interest that Fort Wayne Economic Development Commission and said  
22 Issuer take such action as it lawfully may to encourage diversification  
23 of industry and promotion of job opportunities in and near said  
24 Issuer.

25          2. The Common Council further finds, determines, ratifies  
26 and confirms that the issuance and sale of revenue bonds in an  
27 amount not to exceed \$400,000 of the Issuer under the Act for  
28 the acquisition, construction and equipping of the Project and  
29 the sale or leasing of the Project to the Applicant or the loaning  
30 of the proceeds of such a financing to the Applicant for such  
31 purposes will serve the public purposes referred to above, in  
32 accordance with the Act.

3. In order to induce the Applicant to proceed with the  
4 acquisition, construction and equipping of the Project, the Common  
5 Council hereby finds, determines, ratifies and confirms that (i)  
6 it will take or cause to be taken such actions pursuant to the  
7 Act as may be required to implement the aforesaid financing, or  
8 as it may deem appropriate in pursuance thereof, provided that  
9 all of the foregoing shall be mutually acceptable to the Issuer  
10 and the Applicant; (ii) it will adopt such ordinances and reso-  
11 lutions and authorize the execution and delivery of such instruments  
12 and the taking of such action as may be necessary and advisable  
for the authorization, issuance and sale of said economic develop-  
ment bonds.

13           4. All costs of the Project incurred after the passage of  
14 this inducement resolution, including reimbursement or repayment  
15 to the Applicant of moneys expended by the Applicant for planning,  
16 engineering, interest paid during construction, underwriting ex-  
17 penses, attorney and bond counsel fees, acquisition, construction  
18 and equipping of the Project will be permitted to be included  
19 as part of the bond issue to finance said Project, and the Issuer  
20 will thereafter either sell or lease the same to the Applicant  
21 or loan the proceeds of such financing to the Applicant for the  
22 same purposes.

23 Adopted this \_\_\_\_\_ day of December, 1979

24

25  
26 Vivian G. Schmidt  
Councilperson

**28** Approved as to form and legality.

29 Patricia  
30

32

Read the first time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, read the second time by title and referred to the Committee \_\_\_\_\_ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATE: \_\_\_\_\_

CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Talarico, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>	_____	_____	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>X</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHOMBURG</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 1-8-80

CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. R-02-80

on the 8th day of January, 1980.

ATTEST:

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)

Vivian G. Schmidt  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of January, 1980, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 11th day of January, 1980, at the hour of 2:00 o'clock P. M., E.S.T.

Wilfred W. Moore  
WINFIELD C. MOSES, JR.  
MAYOR

Read the first time in full and on motion by V. Schneid, seconded by  
Hinga, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATE: 12-11-75

Charles W. Wittenauer  
CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	_____	_____
<u>HUNTER</u>	_____	_____	_____	_____	_____
<u>MOSES</u>	_____	_____	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: \_\_\_\_\_

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE  
(RESOLUTION) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.  
ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_  
day of \_\_\_\_\_, 19\_\_\_\_, at the hour of \_\_\_\_\_ o'clock M., E.S.T.

CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

MAYOR

Bill No. R-79-12-06

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$400,000 Economic Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the applicant to proceed with the acquisition, construction and equipping of the Project

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

JAMES S. STIER

JOHN NUCKOLS

DONALD J. SCHMIDT

*Vivian G. Schmidt*  
*William T. Hinga*  
*James Stier*

*John Nuckols*  
*Donald J. Schmidt*

CONCURRED IN  
DATE 1-8-80 CHARLES W. WESTERMAN, CITY CLERK